**The Hon'ble Sri Justice P.S.Narayana**

**Writ Petition No.22609 of 2006**

**Date: 8th December, 2006**

Between :-

Koneru Nagendra Prasad .. Petitioner

And

The Principal Secretary to Government,
Municipal Administration,
Secretariat Building,
Secretariat, Hyderabad and others .. Respondents

**The Hon'ble Sri Justice P.S.Narayana**

**Writ Petition No.22609 of 2006**

**ORDER:-**

Heard the Counsel.

2. The Writ Petition is filed for a Writ of Mandamus declaring the action of the 4th respondent in passing Resolution No.72, dt.30.8.2006 to name the Municipal Indoor Stadium of Yemmiganur town, Kurnool Dist as "Sri Padmasri Machani Somappa Indoor Stadium" which is already being called as "NTR Indoor Stadium" as illegal, arbitrary, unconstitutional, mala fide, unethical and against the public policy and consequently direct the respondents to name the Municipal Indoor Stadium of Yemmiganur Town, Kurnool District as NTR Indoor Stadium as per the earlier proceedings issued by the respondents and pass such other suitable orders.

3. Several factual details are narrated in the affidavit filed in support of the Writ Petition commencing from paras 2 to 11.

4. An elaborate counter affidavit is filed denying certain facts and furnishing several factual details.

5. It is stated that the representation dt.31.8.2006 is pending disposal before the 3rd respondent – The Collector and District Magistrate, Kurnool District. It is also

brought to the notice of this ct that under Section 70 of the A.P. Municipalities Act, 1965 the District Collector has power to suspend the resolution and hence it is submitted that inasmuch as the same is pending disposal before the 3rd respondent, the said representation may be disposed of by the 3rd respondent. It is also brought to the notice of this Court that the Government is having power to cancel or suspend resolutions etc., under Section 59 of the A.P.Municipalities Act, 1965.

6. This Court issued *rule nisi* on 6-11-2006 and *status quo* was granted for limited period which is being extended from time to time.

7. In view of the facts and circumstances explained, inasmuch as it is stated that representation dt.31-8-2006 is said to be pending before the 3rd respondent, the 3rd respondent to dispose of the said representation within a period of two weeks from the date of receipt of this order and in view of the fact that an order of *status-quo* was made by this Court, *status-quo* to be maintained till the disposal of the representation by the 3rd respondent.

8. The Writ Petition is disposed of accordingly. No order as to costs.

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Justice P.S.Narayana

8th December, 2006

smr